

5693343

12/2/97

OKS
P/M

SERIAL NO. 08/242,960

10 September 1997

INVENTOR(S):

ROBERT H. REID

PATENT APPLICATION:

MICROPARTICLE CARRIERS OF MAXIMAL UPTAKE CAPACITY BY BOTH M
CELLS AND NON-M-CELLS

SUBMISSION TO PTO:

STATUS INQUIRY WITH ENCLOSURES(Paper No. 15, post card receipt,
ltr from PTO dtd 8/27/96



7530

Reg Div.

9-242-100

#18

OK to
enter
type
11/2/97



RECEIVED
ALLOWED FILES/CORRES
PUBLISHING DIVISION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE AM 4:17

In re Application of

ROBERT H. REID

Group Art Unit

Examiner:

Paper No. 16

Serial No. 08/242,960

Filed: May 16, 1994

For: Microparticle Carriers of Maximal
Uptake Capacity by Both M Cells
and Non-M- Cells

STATUS INQUIRY

SEP 01 1997

Commissioner of Patents and Trademarks
ATTN: Richard V. Fisher
Director, Examining Group 1200
Washington, D.C. 20231

Sir:

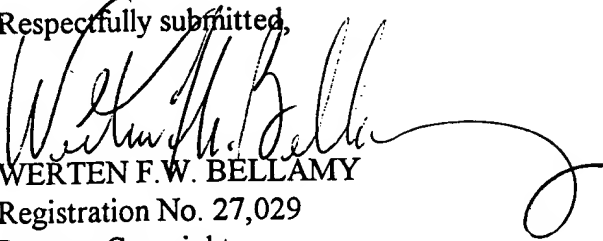
Applicants have enclosed a copy of their response (Paper No. 15) which was completely responsive to the enclosed "Decision on Petition: dated June 21, 1996 (Enclosure 1). As evidence of their submission, applicants have enclosed (1) a copy of the past card date stamped by the U.S. Patent and Trademark Office on August 27, 1996 (Enclosure 2) and (2) a copy of the letter from the U.S. Patent and Trademark Office (Enclosure 3) stating that the amendment of August 27, 1996 under 37 CFR 1.312 has been entered.

Please advise applicants of the issue date and U.S. Patent Number assigned by the U.S.

Patent and Trademark Office at your earliest convenience.

Thanking you in advance for your assistance.

Respectfully submitted,



WERTEN F.W. BELLAMY

Registration No. 27,029

Patents, Copyrights,

and Trademarks Division

OTJAG, Department of the Army

901 N. Stuart Street

Suite 700

Arlington, Virginia 22203-1837

Telephone: (703) 696-8119

Fax No. (703) 696-8116

Date: September 10, 1997

Enclosure
as stated

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of
ROBERT H. REID, ET AL.

SEP 12 1997

Group Art Unit:

Serial No. 08/242,960

Examiner

Filed: May 16, 1994

Paper No. 15

For: Microparticle Carriers of
Maximal Uptake Capacity by
Both M Cells and Non-M Cells

RESPONSE TO DECISION ON PETITION UNDER 37 CFR 1.17(h)

Commissioner of Patents and Trademarks
ATTN: Richard V. Fisher
Director, Examining Group 1200
Washington, DC 20231

Sir:

This is in response to the Decision on Petition dated June 21, 1996 (enclosure 1). As requested in the decision, applicants have provided two additional sets of color drawings for figures 12-19 (enclosure 2) and amended the specification as follows:

In The Specification

On page 1, line 4, please insert the following sentence:

-- The file of this patent contains at least one drawing executed in color. Copies of this patent with color drawing(s) will be provided by the Patent and Trademark Office upon request and payment of the necessary fee.--

Remarks

The color drawings (photographs) in figures 12-19 are necessary in order to show by contrasting color the polymerized lactide-coglycolide (PLGA) micro-spheres attached to or within the cells.

ENC 1

In view of the submission of the two additional sets of color drawings (photographs for figures 12-19, amendment to the specification on page 1, line 4 and the explanation of why the photographs are necessary, it is respectfully requested that the petition be granted and this application passed to issue. Such action is earnestly solicited.

If any questions remain, the examiner is invited to call the undersigned relative thereto.

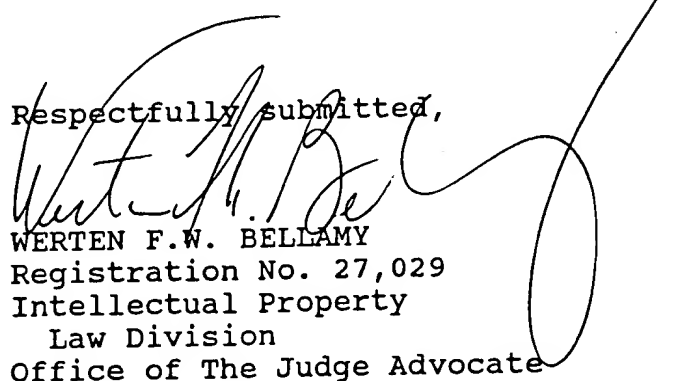
The Commissioner is authorized to charge any required fee associated with this communication or credit any overpayment to Deposit Account No. 21-0380.

Encls.

1. Cpy Dec. on Pet.
dtd 6/21/96
2. Color Drawings for
figures 12-19 (2 sets)

8/27/96

Respectfully submitted,


WERTEN F.W. BELLAMY
Registration No. 27,029
Intellectual Property
Law Division
Office of The Judge Advocate
General, DA
901 N. Stuart St., Suite 700
Arlington, VA 22203-1837

08/242,960

SERIAL-NO.:
SN 08/242,960

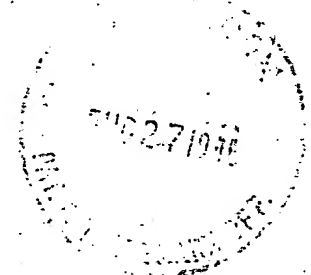
27 AUGUST 1996

INVENTOR(S):
ROBERT H. REID, ET AL.

TITLE OF PATENT APPLICATION:
MICROPARTICLE CARRIERS OF MAXIMAL UPTAKE CAPACITY BY BOTH M CELLS
AND NON-M CELLS

SUBMISSION TO PTO:
RESPONSE TO DECISION ON PETITION UNDER 37 CFR 1.17(h) AND 2 SETS OF
DRAWINGS. DEPOSIT ACCOUNT #21-0380

Reed JALS-IP
9 Oct 96



Best Available Copy

ENCL 2



Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
08/242,960	05/16/94	REID	R 252.32951X00

12M2/1206

JEROME J. NORRIS
ATTORNEY AT LAW
PATENTS & TRADEMARKS, COPYRIGHTS
919 18TH STREET, N.W. SUITE 750
WASHINGTON DC 20005

EXAMINER
CRIARES, T

PART UNIT	PAPER NUMBER
	1205

DATE MAILED: 12/06/96

A. ☐ The petition filed _____ under 37 CFR 1.312(b) is granted.
The paper has been forwarded to the examiner for consideration on the merits.

B. ☒ The amendment filed 11-6-96 8/11/96 under 37 CFR 1.312 has been considered, and has been:

1. ☒ entered
2. ☐ entered as directed to matters of form not affecting the scope of the invention (0.3311).
3. ☐ disapproved. A report appears below.
4. ☐ entered in part. A report appears below.

Report:

T. J. Criares

THEODORE J. CRIARES
PRIMARY EXAMINER
GROUP 1200

ENC 3 Best Available Copy

JUN 21 1996



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

In re application of
Robert H. Reid et al
Serial No. 08/242,960
Filed: May 16, 1994
For: MICROPARTICLES CARRIERS OF MAXIMAL
UPTAKE CAPACITY BY BOTH M CELLS
AND NON-M CELLS

DECISION
ON
PETITION

This is a decision on the PETITION FOR ACCEPTANCE OF COLOR DRAWINGS UNDER 37 C.F.R. 1.17(h), filed May 3, 1996, to permit entry of color photographs of Figures 12-19 since the required fee under 37 CFR 1.17(h) has been paid.

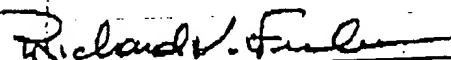
The instant petition has been accepted under 37 CFR 1.84(b)(2) which states that color photographs will be accepted if the conditions of 37 CFR 1.84(a)(2) - COLOR DRAWINGS - are met. Those conditions are that 1) 3 sets of the photographs are filed, 2) the specification must contain the following language (by amendment):

"The file of this patent contains at least one drawing executed in color. Copies of this patent with color drawing(s) will be provided by the Patent and Trademark Office upon request and payment of the necessary fee."

3) the appropriate fee is paid under 37 CFR 1.17(h), and 4) an explanation is provided stating why color drawings (photographs) are necessary.

A review of the application record reveals that the petitioner's request can not be granted at this time since only the required fee has been paid and only one set of photographs has been provided. Upon providing two additional sets of photographs (Figures 12-19), an amendment to the specification adding the language specified above, and an explanation of why the photographs are necessary, the petition shall be granted.

The petition is DENIED.


Richard V. Fisher
Director, Examining Group 1200
Organic Chemistry, Drug, Bio-Affecting
Body Treating Compositions

Jerome J. Norris
Patents, Trademarks, Copyrights
Suite 750
919 18th Street N.W.
Washington, DC 20005

